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Attorneys for Defendants,

Celestron Acquisition, LLC; David Shen;

Suzhou Synta Optical Technology Co., Ltd.;

Nantong Schmidt Opto-Electrical Technology Co. Ltd.;

Synta Technology Corp.; SW Technology Corporation;

Synta Canada International Enterprises Ltd.;

Olivon Manufacturing Co. Ltd.; Joe Lupica;

Dave Anderson; Olivon USA; and Pacific Telescope Corp.

## UNITED STATES DISTRICT COURT

### NORTHERN DISTRICT OF CALIFORNIA

IN RE TELESCOPES ANTITRUST  
LITIGATION

Case No. 5:20-cv-03642-EJD

THIS DOCUMENT RELATES TO:

SPECTRUM SCIENTIFICS LLC, RADIO  
CITY, INC., and those similarly situated,

Plaintiffs,

v.

CELESTRON ACQUISITION, LLC,  
SUZHOU SYNTA OPTICAL  
TECHNOLOGY CO., LTD., SYNTA  
CANADA INT'L ENTERPRISES LTD.,  
SW TECHNOLOGY CORP., OLIVON  
MANUFACTURING CO. LTD., OLIVON  
USA, LLC, NANTONG SCHMIDT  
OPTOELECTRICAL TECHNOLOGY  
CO. LTD., NINGBO SUNNY  
ELECTRONIC CO., LTD., PACIFIC  
TELESCOPE CORP., COREY LEE,  
DAVID SHEN, SYLVIA SHEN, JACK  
CHEN, JEAN SHEN, JOSEPH LUPICA,  
DAVE ANDERSON, LAURENCE  
HUEN, and DOES 1-50,

Defendants.

**JOINT STIPULATION AND  
[PROPOSED] ORDER TO  
CONTINUE HEARING ON  
PLAINTIFF RADIO CITY, INC.'S  
MOTION TO ENFORCE  
DISCOVERY ORDER AND FOR  
ORDER TO SHOW CAUSE AS TO  
WHY DEFENDANTS SHOULD  
NOT BE SANCTIONED FOR  
VIOLATING THE COURT'S  
ORDER**

Judge: Hon. Virginia K. DeMarchi

#### Old Hearing Date

Date: August 9, 2022

Time: 10:00 am

Ctroom: 2 (5<sup>th</sup> Floor)

#### New Hearing Date

Date: August 16, 2022

Time: 10:00 am

Ctroom: 2 (5<sup>th</sup> Floor)

1 Direct Purchaser Plaintiff Radio City (“DPP”) and Defendants Celestron  
2 Acquisition, LLC; David Shen; Suzhou Synta Optical Technology Co., Ltd.;  
3 Nantong Schmidt Opto-Electrical Technology Co. Ltd.; Synta Technology Corp.;  
4 SW Technology Corporation; Synta Canada International Enterprises Ltd.; Olivon  
5 Manufacturing Group Ltd.; Olivon USA; Joe Lupica; Dave Anderson; and Pacific  
6 Telescope Corp. (collectively, “Defendants”) hereby stipulate as follows:

7 WHEREAS, on July 5, 2022, DPPs filed a Motion to Enforce Discovery  
8 Order and for Order to Show Cause as to Why Defendants Should Not Be  
9 Sanctioned for Violating the Court’s Order (ECF No. 238) (the “Motion”), which is  
10 currently set for hearing on August 9, 2022;

11 WHEREAS, counsel for Defendants will be out of state and unavailable on  
12 August 9, 2022;

13 WHEREAS, Defendants have requested, and DPPs and IPPs do not object to,  
14 continuing the August 9, 2022 hearing by one (1) week, to August 16, 2022 at 10:00  
15 am; and

16 WHEREAS, counsel for Defendants have confirmed with the Court’s  
17 courtroom deputy that the Court has availability to hear the Motion on August 16,  
18 2022;

19 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED:

20 The hearing for DPP’s Motion is continued from August 9, 2022 to August  
21 16, 2022 at 10:00 a.m.

22 **IT IS SO STIPULATED.**

23 ///

24 ///

25 ///

26 ///

27 ///

1 Dated: August 2, 2022

Respectfully Submitted,

2  
3 /s/ Christopher Frost

Christopher Frost (SBN 200336)

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8 *Celestron Acquisition, LLC; David Shen;*  
9 *Suzhou Synta Optical Technology Co., Ltd.;*  
10 *Nantong Schmidt Opto-Electrical Technology*  
11 *Co. Ltd.; Synta Technology Corp.; SW*  
12 *Technology Corporation; Synta Canada*  
13 *International Enterprises Ltd.; Olivon*  
14 *Manufacturing Group Ltd. (incorrectly*  
15 *named as Olivon Manufacturing Co. Ltd.);*  
16 *Olivon USA; Joe Lupica; Dave Anderson;*  
17 *and Pacific Telescope Corp.*

13 /s/ Ronald Fisher

14 Ronald Fisher (SBN 298660)

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19 /s/ Lin Chan

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25 *Interim Co-Lead Counsel for the Indirect*  
26 *Purchaser Plaintiffs*

**ATTORNEY ATTESTATION**

I, Christopher Frost, am the ECF User whose ID and password are being used to file this document. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that all counsel have concurred in this filing.

/s/ Christopher Frost  
Christopher Frost

**[PROPOSED] ORDER**

Pursuant to the Joint Stipulation To Continue Hearing on Plaintiff Radio City, Inc.'s Motion To Enforce Discovery Order, IT IS HEREBY ORDERED that the Motion currently set for hearing on August 9, 2022 is continued to August 16, 2022 at 10:00a.m.

IT IS SO ORDERED.

Date: \_\_\_\_\_, 2022 By: \_\_\_\_\_  
Hon. Virginia K. DeMarchi